

**DENIED**

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
CHARLESTON DIVISION

UNITED STATES OF AMERICA ) 2:09-CR-1127

vs. )

ROBERT A. KOHN )

  
PATRICK MICHAEL DUFFY  
United States District Judge

August 10, 2010

**DEFENDANT'S RULE 33 MOTION FOR NEW TRIAL**

Comes now the Defendant, Robert A. Kohn ("Kohn"), by and through his attorney John S. Simmons, moving this Court for a new trial pursuant to Rule 33 of the Federal Rules of Criminal Procedure.

This motion is supported by the accompanying Rule 33 Memorandum in Support of Motion for New Trial.

Respectfully requested,

s/ John S. Simmons  
John S. Simmons (#5000)  
SIMMONS LAW FIRM, LLC  
1711 Pickens Street  
P.O. Box Five  
Columbia, SC 29202  
(803) 779-4600

ATTORNEY FOR THE DEFENDANT  
ROBERT A. KOHN

August 3, 2010